

Message Text

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64

ACTION IO-10

INFO OCT-01 AF-06 EUR-12 ISO-00 ARA-06 EA-06 NEA-10

CIAE-00 DODE-00 PM-03 H-02 INR-07 L-03 NSAE-00 NSC-05

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R 040023Z JUN 75

FM USMISSION USUN NEW YORK

TO SECSTATE WASHDC 598

INFO AMEMBASSY LONDON

AMEMBASSY PARIS

AMEMBASSY PRETORIA

AMCONSUL CAPETOWN

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CAPETOWN FOR EMBASSY

E.O. 11652: N/A

TAGS: PFOR, UN, WA

SUBJECT: NAMIBIA AND SC

REF: USUN 1888

FOLLOWING IS TEXT OF LATEST BRITISH DRAFT RESOLUTION
DISCUSSED WITH US AND FRENCH LATE JUNE 3 AND REFERRED TO IN
USUN 1888.

DRAFT RESOLUTION

THE SECURITY COUNCIL,

RECALLING GENERAL ASSEMBLY RESOLUTION 2145 (XXI) OF 27 OCTOBER
1966, WHICH DECLARED SOUTH AFRICA'S MANDATE OVER THE TERRITORY OF
NAMIBIA TO BE TERMINATED, AND RESOLUTION 2248 (S-V), OF 19 MAY 1967,
WHICH ESTABLISHED THE UNITED NATIONS COUNCIL FOR NAMIBIA, AS WELL AS
ALL OTHER SUBSEQUENT RESOLUTIONS ON NAMIBIA, IN PARTICULAR RESOLUTION
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3295 (XXIX) OF 13 DECEMBER 1974,

RECALLING SECURITY COUNCIL RESOLUTIONS 245 (1968) OF 25 JANUARY AND 246 (1968) OF 15 MARCH (1968), 264 (1969) OF 12 AUGUST 1969, 276 (1970) OF 30 JANUARY, 282 (1970) OF 23 JULY, 283 (1970) AND 284 (1970) OF 29 JULY 1970, 300 (1971) OF 12 OCTOBER AND 301 (1971) OF 20 OCTOBER 1971, 310 (1972) OF 4 FEBRUARY 1972 AND 366 (1974) OF 17 DECEMBER 1974,

RECALLING THE ADVISORY OPINION OF INTERNATIONAL COURT OF JUSTICE OF 21 JUNE 1971 THAT SOUTH AFRICA IS UNDER OBLIGATION TO WITHDRAW ITS PRESENCE FROM THE TERRITORY,

TAKING NOTE OF THE LETTER DATED 27 MAY 1975, ADDRESSED BY THE MINISTER FOR FOREIGN AFFAIRS OF SOUTH AFRICA TO THE SECRETARY-GENERAL (S/11701),

HAVING HEARD THE STATEMENT BY THE PRESIDENT OF THE UNITED NATIONS COUNCIL FOR NAMIBIA,

HAVING CONSIDERED THE STATEMENT BY MR. SAM NUJOMA, PRESIDENT OF SOUTH WEST AFRICAN PEOPLE'S ORGANIZATION (SWAPO),

GRAVELY CONCERNED ABOUT SOUTH AFRICA'S CONTINUED ILLEGAL OCCUPATION

OF NAMIBIA AND ITS PERSISTENT REFUSAL TO COMPLY WITH RESOLUTIONS AND DECISIONS OF THE GENERAL ASSEMBLY AND THE SECURITY COUNCIL, AS WELL AS

WITH THE ADVISORY OPINION OF THE INTERNATIONAL COURT OF JUSTICE OF 21 JUNE 1971,

GRAVELY CONCERNED AT SOUTH AFRICA'S BRUTAL REPRESSION OF THE NAMIBIA PEOPLE AND ITS PERSISTENT VIOLATIONS OF THEIR HUMAN RIGHTS, AS WELL AS ITS EFFORTS TO DESTROY THE NATIONAL UNITY AND TERRITORIAL INTEGRITY OF NAMIBIA,

REAFFIRMING THE INALIENABLE AND IMPRESCRIPTIBLE RIGHTS OF THE PEOPLE OF NAMIBIA TO SELF-DETERMINATION, NATIONAL INDEPENDENCE AND THE PRESERVATION OF THEIR TERRITORIAL INTEGRITY,

NOTING WITH CONCERN THAT SOUTH AFRICA HAS NOT MADE THE DECLARATIONS OF LIMITED OFFICIAL USE

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DECLARATION DEMANDED IN PARAGRAPH 3 OF RESOLUTION 366 (1974) OF THE SECURITY COUNCIL,

FURTHER NOTING WITH THE DEEPEST CONCERN THAT THE DEMANDS IN PARAGRAPHS 4 AND 5 IN THE AFOREMENTIONED RESOLUTION HAVE BEEN TOTALLY IGNORED BY SOUTH AFRICA,

1. CONDEMNS SOUTH AFRICA'S FAILURE TO COMPLY WITH TERMS OF SECURITY COUNCIL RESOLUTION 366 OF 17 DECEMBER 1974;

2. CONDEMNS ONCE AGAIN THE CONTINUED ILLEGAL OCCUPATION OF THE TERRITORY OF NAMIBIA BY SOUTH AFRICA;
3. FURTHER CONDEMNS THE ILLEGAL AND ARBITRARY APPLICATION BY SOUTH AFRICA OF RACIALLY DISCRIMINATORY AND REPRESSIVE LAWS AND PRACTICES IN NAMIBIA;
4. DEMANDS THAT SOUTH AFRICA PUT AN END FORTHWITH TO ITS POLICY OF BANTUSTANS AND THE SO-CALLED HOMELANDS AIMED AT VIOLATING THE NATIONAL UNITY AND THE TERRITORIAL INTEGRITY OF NAMIBIA;
5. FURTHER DEMANDS THAT SOUTH AFRICA PROCEED URGENTLY WITH THE NECESSARY STEPS TO WITHDRAW FROM NAMIBIA AND, TO THAT END, TO IMPLEMENT THE MEASURES STIPULATED IN RESOLUTION 366 (1974);
6. CALLS ON THE GOVERNMENT OF SOUTH AFRICA TO ENTER INTO EARLY CONTACT

WITH THE COMMITTEE ESTABLISHED BY PARAGRAPH 8 OF THIS RESOLUTION FOR THE PURPOSE OF ESTABLISHED BY PARAGRAPH 8 OF THIS RESOLUTION FOR THE PURPOSE OF ESTABLISHING PROCEDURES FOR MOVING FORWARD PEACEFULLY TO THE EARLY ATTAINMENT OF THE INDEPENDENCE AND TERRITORIAL INTEGRITY OF NAMIBIA IN CONFORMITY WITH THE RELEVANT RESOLUTIONS AND DECISIONS OF THE UNITED NATIONS AND IN PARTICULAR PRECEDURES FOR THE FREE EXERCISE BY THE PEOPLE OF NAMIBIA OF THEIR RIGHTS TO DETERMINE THEIR OWN FUTURE;

7. DELCARES THAT THE PROCEDURES REFERRED TO IN PARAGRAPH 6 OF THIS RESOLUTION WHEREBY THE PEOPLE OF NAMIBIA MAY FREELY DETERMINE THEIR OWN FUTURE SHOULD INCLUDE THE HOLDING, AT THE EARLIEST MOMENT AND IF POSSIBLE BEFORE 1 JULY 1976, OF FREE ELECTIONS UNDER THE SUPERVISION AND CONTROL OF THE UNITED NATIONS,

8. ESTABLISHES A CONTACT COMMITTEE FOR THE PURPOSE SPECIFIED IN PARAGRAPH 6 OF THIS RESOLUTION AND INVITES THE SPECIAL COMMITTEE OF THE ORGANIZATION OF AFRICAN UNITY AND THE COUNCIL FOR NAMIBIA EACH TO NOMINATE A REPRESENTATIVE TO SERVE ON THE LIMITED OFFICIAL USE

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COMMITTEE TOGETHER WITH TWO MEMBERS OF THE SECURITY COUNCIL NOMINATED BY THE PRESIDENT, THE SECRETARY-GENERAL OF THE ORGANIZATION OF AFRICAN UNITY OR HIS REPRESENTATIVE, AND A REPRESENTATIVE OF THE SECRETARY-GENERAL OF THE UNITED NATIONS;

9. DECIDED TO REMAIN SEIZED OF THE MATTER AND TO MEET ON OR BEFORE 15 OCTOBER 1975 FOR THE PURPOSE OF REVIEWING SOUTH AFRICA'S COMPLIANCE WITH THE TERMS OF THIS RESOLUTION AND, IN THE EVENT OF NON-COMPLIANCE, FOR THE PURPOSE OF CONSIDERING THE WHOLE RANGE OF MEASURES AVAILABLE UNDER THE CHARTER WHICH IT MIGHT THEN BE APPROPRIATE TO TAKE.

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